

ORDINANCE NO. 758

AN ORDINANCE OF THE BOROUGH OF MONROEVILLE CONDEMNING CERTAIN PUBLIC NUISANCES AND DANGEROUS STRUCTURES AND REQUIRING THE REMOVAL THEREOF.

WHEREAS the premises and structures as hereinafter set forth have been investigated and examined by the Mayor, the Borough Manager, the Chief of Police and others, and are deemed by them to be public nuisances and/or dangerous structures and are, therefore, threats to the health, safety and general welfare of the public and particularly the residents of the Borough of Monroeville; and

WHEREAS the Borough of Monroeville has authority to cause such public nuisances or dangerous structures to be removed pursuant to Article XII, Section 1202 of the Borough Code of the Commonwealth of Pennsylvania, as amended; and

WHEREAS the Council of the Borough of Monroeville has examined the reports, pictures and other evidence of such nuisances and dangerous structures, and has concurred that the same and each of them constitute a threat to the health, safety and general welfare of the general public and particularly the residents of the Borough of Monroeville;

NOW, THEREFORE, BE IT ORDAINED by the Borough of Monroeville, in Council assembled, as follows:

Section 1. The following location and structure within the Borough of Monroeville, Allegheny County, Pennsylvania is hereby declared to be a public nuisance and dangerous structure:

That former commercial building located at 677 Beatty Road and being further identified in the Photograph marked Exhibit "A" attached hereto and made part hereof.

Section 2. The respective owner of the premises described above is hereby directed to remove such public nuisance or dangerous structure within thirty (30) days of notice of this ordinance and to level the ground occupied by the same to a grade equal to that of the surrounding premises. The said owner may in the alternative, however, correct such nuisance or dangerous conditions if the same is done to the full satisfaction of the Mayor, Borough Manager, Chief of Police and the Allegheny County Department of Health. The Borough Manager shall be further authorized to extend the time for completion of such improvements should such extension become necessary where such improvements have been diligently and continuously undertaken prior to the expiration of the said thirty (30) day period.

Section 3. The Borough Manager shall be and he is hereby authorized and directed to ascertain the name and address of the owner of the premises described above insofar as such knowledge is reasonably attainable, and serve a copy of this ordinance and a letter advising of its contents by certified mail, return receipt, addressee only or by personal service on the property owner by a Borough Police Officer who shall execute an affidavit of service.

Section 4. Should the said property owner fail to remove or correct such public nuisance or dangerous structure as directed above within the time specified, the Borough Manager is further authorized forthwith to cause such public nuisance or dangerous structure as remain to be removed, either by Borough personnel or by private contractor, and to restore the grade of such premises to that equal to the surrounding premises. The Borough Manager shall keep careful accounts of the costs and expenses of such removal. If it shall appear that such removal through private contract shall exceed in the aggregate the sum of One Thousand Five Hundred (\$1,500.00) Dollars, the contract shall be awarded only after due advertising and notice as required by law, to the lowest responsible bidder. Upon completion of such removal the Borough Manager shall certify the same, together with the precise cost thereof, to the Borough Solicitor, who shall file municipal claims therefor, together with penalty of ten (10%) percent, in the manner provided by law for the collection of municipal claims.

Section 5. Any ordinance or part of ordinance in conflict with any of the provisions of this ordinance is hereby repealed to the extent of such conflict.

ORDAINED AND ENACTED this 10th day of August, 1971.

ATTEST:

BOROUGH OF MONROEVILLE

S/ Carrol F. Pickens
Secretary

By S/ George C. Dale
President of Council

(SEAL)

EXAMINED AND APPROVED this 10 day of August, 1971.

S/ John J. Duncan
Mayor

Entered in Legal Book August 25, 1971.